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FROM: David L. Suter

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COMMENTS:

Please see attached Supplemental Paper re: U.S. Patent Application Serial No. 10/760,662, Filed 1-20-2004.

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PTO/SB/21 (04-04)

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	10/780,662
Filing Date	January 20, 2004
First Named Inventor	NACHTIGAL et al.
Art Unit	1713
Examiner Name	MULCAHY, Peter D.
Attorney Docket Number	02-0044/CPA (8470-000005/CPA)

Total Number of Pages in This Submission

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ENCLOSURES (check all that apply)☐ Fee Transmittal Form☐ Fee Attached☐ Amendment / Reply☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/ Incomplete Application☐ Response to Missing Parts under 37 CFR 1.62 or 1.53☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a Provisional Application☐ Power of Attorney, Revocation Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ After Allowance Communication to Technology Center (TC)☐ Appeal Communication to Board of Appeals and Interferences☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☒ Other Enclosure(s)
(please identify below):

Supplemental Paper; Copy of Express Abandonment as filed in co-pending application

Remarks

The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name	David L. Suter	Reg. No.	30,892
Signature					
Date	March 4, 2006				

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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Signature		Date	March 16, 2006

This collection of information is required by 37 CFR 1.6. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No.: 10/760,662
Filing Date: January 20, 2004
Applicants: NACHTIGAL et al.
Group Art Unit: 1713
Examiner: MULCAHY, Peter D.
Title: MAGNETIZABLE THERMOPLASTIC ELASTOMERS
Attorney Docket: 02-0044/CPA (8470-000005/CPA)

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P.O. Box 1450
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SUPPLEMENTAL PAPER

Sir:

Further to the Amendment filed March 14, 2006, attached is a copy of an Express Abandonment filed March 15, 2006 in co-pending application Serial No. 10/424,642. As discussed in the Amendment, the abandonment of Application Serial No. 10/424,642 obviates the double patenting rejection that was issued in the subject application.

Respectfully submitted,

Dated: March 16, 2006

By: 
David L. Suter, Reg. No. 30,692

HARNESS, DICKEY & PIERCE, P.L.C.
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PTO/SB/21 (04-04)

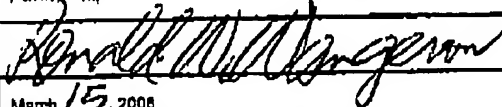
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/424,842	
	Filing Date	April 28, 2003	
	First Named Inventor	NACHTIGAL et al.	
	Art Unit	1713	
	Examiner Name	MULCAHY, Peter D.	
Total Number of Pages in This Submission	2	Attorney Docket Number	03-0021 (8470-000005)

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input checked="" type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	Freudenberg-NOK General Partnership	Attorney Name	Ronald W. Wangerow
Reg. No.	29,597		
Signature			
Date	March 15, 2006		

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Typed or printed name	Ronald W. Wangerow	Express Mail Label No.	VIA FACSIMILE
Signature		Date	March 15, 2006

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/424,642
Filing Date: April 28, 2003
Applicant: NACHTIGAL et al.
Group Art Unit: 1713
Examiner: MULCAHY, Peter D.
Title: MAGNETIZABLE POLYMERIC COMPOSITIONS
Attorney Docket: 03-0021 (8470-000005)

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P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR EXPRESS ABANDONMENT UNDER 37 CFR 1.138

Sir:

Applicants hereby expressly abandon the above-captioned application, but not the subject matter thereof, as of the filing date of this paper. This application is abandoned in favor of application Serial No. 10/760,662, filed January 20, 2004. The undersigned is Applicants' attorney of record.

Respectfully submitted,

Dated: March 15, 2006

By: 
Ronald W. Wangerow, Reg. No. 29,597

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